

TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
REGULAR BOARD MEETING
September 10, 2015
Page 1 of 5

The Regular Meeting of the Town Board of the Town of Brighton was held Thursday, September 10, 2015, at 7:00 p.m. at the Brighton Town Hall, 12 County Road 31, Paul Smiths, NY, with the following:

CALL TO ORDER:

Meeting was Called to Order by Supervisor Peter Shrope at 7:03 p.m.
The "Pledge of Allegiance" to the flag was recited

ROLL CALL OF OFFICERS

PRESENT: Supervisor Peter Shrope
Council Members: Amber McKernan, Steve Tucker, and Lydia Wright
ABSENT: Council Member Brian McDonnell
OTHERS PRESENT: Paul Blaine-Code Enforcement Officer, Andy Crary-Superintendent of Highways, Roseanne Gallagher - Assessor, Elaine Sater - Town Clerk, three residents and one media representative
GUESTS: None

NOTICE OF MEETING:

Notice of this meeting was posted on the Town Clerk's Sign Board

REPORTS

1. Highway Department - Superintendent Andy Crary
 - a. Mowed the cemeteries, Town Hall and Garage lawns
 - b. Weed wacked the cemeteries
 - c. Road raked dirt roads
 - d. Hauled tar for towns of Franklin and Harrietstown
 - e. Checked the roads
 - f. Made a dump run
 - g. Cleaned out a culvert again on Tebbutt Road from beaver debris
 - h. Cleaned the shop floors
 - i. Received a contract from Franklin County Highway Department for plowing and sanding County Roads by the Town.
 - j. Need a resolution to have Trudeau Sand and Gravel screen the sand for \$4,500
 - k. Need a resolution to order 200 tons of salt at \$74.41 per ton using County Contract
 - l. Need a resolution to pay \$36,600 for tarring the Keese Mills Road

RESOLUTION #61-2015

PURCHASE OF TAR FROM GRAYMONT IN THE AMOUNT OF \$36,531.77

Motion made by Supervisor Peter Shrope, second by Amber McKernan,

RESOLVED that the Town Board authorizes Supervisor Peter Shrope to pay Graymont Materials, Inc., the amount of \$36,531.77 from Highway Fund DA5112.2, for tar used on the Keese Mills Road

**ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #61 duly adopted.**

RESOLUTION #62-2015

PURCHASE OF 200 TONS ROAD SALT FROM MORTON SALT IN THE AMOUNT OF \$14,882

Motion made by Supervisor Peter Shrope, second by Steve Tucker,

RESOLVED that the Town Board authorizes Superintendent of Highways Andy Crary to purchase 200 tons of road salt from Morton Salt on County contract for \$74.41 per ton Not To Exceed \$14,882.00 from Highway Fund DA5142.4.

TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
REGULAR BOARD MEETING
September 10, 2015
Page 2 of 5

**ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #62 duly adopted.**

RESOLUTION #63-2015

SCREENING OF SAND BY TRUDEAU SAND AND GRAVEL NOT TO EXCEED \$4,500

Motion made by Supervisor Peter Shrope, second by Steve Tucker,

RESOLVED that the Town Board authorizes Superintendent of Highways Andy Crary to hire Trudeau Sand and Gravel to screen sand in an amount Not To Exceed \$4,500.00 from Highway Fund DA5142.4.

**ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #63 duly adopted.**

RESOLUTION #64-2015

REMOVAL OF SNOW AND SANDING AGREEMENT WITH FC HIGHWAY DEPARTMENT

Motion made by Supervisor Peter Shrope, second by Amber McKernan

RESOLVED that the Town Board authorizes Superintendent of Highways Andy Crary to sign a two (2) year Agreement with the Franklin County Highway Department to provide removal of snow and sanding of County Roads 31, 55, and 60 for a total of 7.96 miles. The Town will be reimbursed \$42,148.20 for the 2015-2016 plowing season and \$42,777.04 for the 2016-2017 plowing season.

**ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #64 duly adopted.**

2. Town Clerk- Elaine Sater: Report received prior to meeting
 - a. Total Revenue to Supervisor as of August 31, 2015 was \$479.54 from 2 Sports Licenses, 2 Marriage Licenses (#3 and #4), 3 Donation for Park Use, 7 Dog Licenses: 6 renewed and 1 new (Tag# 162) and one replacement tag (#161), 4 Building Permits (#15-018 thru 021)
 - b. Town Clerk's Office will be closed on Tuesday, October 13, for training in Potsdam
 - c. TOWN HALL REQUEST: Saturday, Sept 12, 10 am, Franklin County Conservative Party
 - d. TOWN PARK REQUEST: Monday, Aug 24, 10 am, Dawson Family; Sunday, Sept 6, 11 am, Crary Family; Sunday Sept 13, 4 pm, Spencer Family (changed from Sep 6), Saturday, Sep 19 and 26, and October 3, 10 am to 6 pm, Paul Smith's College Rugby; and Sunday, Sep 20, 1 pm, 1st United Methodist Church.
 - e. RECORDS MANAGEMENT: Court Records are completed for the year
3. Tax Collector - Holly Huber: Report submitted at meeting
 - a. August and September: Filled any requests for tax payment receipts and historic information. Directed any request for payoff and STAR exemption information to County Treasurer and Town Assessor respectively
 - b. Town Board members Amber McKernan and Lydia Wright audited the Tax Collector financial records, records looked in order. Daily Report could be easier to follow, recommendation was acceptable to the Tax Collector.

RESOLUTION #65-2015

AUDIT OF TAX COLLECTOR FINANCIAL RECORDS FOR 2015

Motion made by Amber McKernan, second by Lydia Wright,

RESOLVED that the Town Board accepts the audit of the Tax Collector's 2015 Financial Records as being acceptable as conducted by Lydia Wright and Amber McKernan.

**ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #65 duly adopted.**

TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
REGULAR BOARD MEETING
September 10, 2015
Page 3 of 5

4. Town Justice - Nik Santagate: Supervisor Peter Shrope said he received a check in the amount of \$4,627.00 and that the Judge disposed of 34 cases during August
5. Code Enforcement Officer - Paul Blaine: Issued four (4) Building Permits (BPs) #15-018 thru 021 and two (2) Certificates of Compliance for BP#14-009 and #15-018.
6. Assessor - Roseanne Gallagher: Reported at meeting
 - a. Submitted a letter to the Town Board describing the process needed to complete the data collection project started in 2014 by the previous assessor. It is impossible to determine the number of parcels that were reviewed and updated by the data collectors. It will take about 4 years to complete the review of all the parcels and update the records. Discussion was held on how to handle this issue. The Assessment Committee will meet with the Assessor to further discuss the specifics of the procedure and payment before the 2016 budget is finalized.
 - b. The Small Claims case by Matthews was postponed from September 4 to September 24
7. Town Park - Supervisor Peter Shrope: Reported at meeting
 - a. The Application for Town Park Use still needs to be changed to remove the reference to the Town Ordinance dated August 1977 in Paragraph 6 on page 2
 - b. Outdoor lights have not been replaced yet
 - c. MX Fuels put in a new propane tank and filled it up at 99 cents a gallon
 - d. Ben Tucker is mowing the fields
8. Food Pantry - Barb Marshall: Report received prior to meeting: Served 111 Families and 295 people during August. A copy of the report was provided to the media at the meeting. Supervisor Peter Shrope said he has not received any copies of documents showing the Food Pantry has submitted paperwork for any grants or sent an application to the APA as Mo Gladd spoke about at the last meeting. He had a phone call at home from Mo Gladd and told him to come to the Board meeting to discuss the Food Pantry.
9. Historian - Elaine Sater: Found old Chattel Mortgages in the vault from the 1900s, there was one for Paul Smith's College when they purchased the evaporators for the maple sugar house and one for White's Pine Camp when the bowling lanes were purchased in 1916 and shipped from Long Island. There was also one for a "Turkey Farm" in Gabriels. Most of the chattel mortgages are for cars.
10. Animal Control - Tri Lakes Humane Society: No report
11. Supervisor - Peter Shrope:
 - a. Distributed Budget as of August 31, 2015, to the Board, Revenues: \$53.90 donation from Food Pantry for electrical use, \$4,627 from Town Justice, and \$479.54 from Town Clerk.
 - b. NYCLASS interest received for the General Fund was \$4.03, total in account \$85,313.65 and Highway Fund is \$1.86, total in account \$40,131.40. The interest rate is .06%
 - c. Budget estimates are due by September 20 to the bookkeeper. Budget meeting dates are Thursday, October 8 (Highway) and 15 (General) at 6 p.m. and the Public Hearing will be Tuesday, October 27, at 6 p.m.

APPROVAL/AMENDMENT OF MINUTES

- Regular Board – August 13, 2015

Motion made by Amber McKernan, second by Supervisor Peter Shrope, to accept the minutes of the Regular Board Meeting of August 13, 2015, with the following changes: Page 3, Reports, Para 8, Food Pantry: Change "April 2010 minutes" to September 2010 minutes".

ROLL CALL VOTE: Aye 3 (McKernan, Shrope, Tucker), Nay 0, Abstain 1 (Wright), Absent 1 (McDonnell). Minutes were duly amended.

TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
REGULAR BOARD MEETING
September 10, 2015
Page 4 of 5

CITIZENS COMMENTS:

Rich Harrison - Rainbow Lake: Asked about the status of the “data collection”, it sounded like it was not going to take affect for a few more years.

Supervisor Peter Shrope said due to the poor documentation of the data collectors, Roseanne Gallagher cannot determine what was completed and input in the computer. The card information is not clear, she knows the Town to a certain extend so he believes her direction of thinking and it will take a few more years to complete the collection of data.

Rich Harrison: Asked if there was any more information on Camp Gabriels. Supervisor Peter Shrope said he started a petition that is being sent around Town for signatures, there is no deadline to get this completed

BUSINESS

1. **Kushaqua Tract - Supervisor Peter Shrope:** Public comment to Department of Environmental Conservation (DEC) are due by September 18. A copy of the report is at the Town Hall and it is on-line.
2. **PSGVFD Contract Error in Amount for 2016 - Supervisor Peter Shrope:** When he was looking at the budget for next year he noticed an error in the amount of the payment for 2016. The contract shows the amount of \$85,536 for 2016, it was written down incorrectly and needs to be corrected. A 3% increase was the agreed amount, \$84,016 was the 2015 amount and \$86,536 should be the 2016 amount; resolution #89-2013. The amount is a clerical error.
3. **Adirondack Park Local Government Board Review - Supervisor Peter Shrope:** Received a request for a \$300 donation to this group that acts in the towns best interest when dealing with issues in the Park, will be added to the 2016 tentative budget.
4. **CSEA Contract Negotiations - Supervisor Peter Shrope:** Will contact Brian McDonnell to help with contract negotiations for 2016 CSEA contract, Steve Tucker will also help.
5. **Tansy Lane Right-of-Way for Town Road - Supervisor Peter Shrope:** The Attorney for the Town said the property owner needs to determine how he wants to convey the land to the Town. He can give the Town a “public right-of-way” or “fee title” to the land under the road. Art Leavitt needs to make the determination. A public hearing will be needed to transfer the land.
6. **Public Service Commission Hearing - Supervisor Peter Shrope:** There is a public hearing on Sept 17 for low income utility customers, in Delmar. There is also a proposed merger between Time Warner and Charter for cable services to be called “New Charter” in New York State; public hearing is Sept 17 in Delmar. Comments can be submitted on-line or in writing.

COMMITTEES:

Adirondack Regional Airport - Tom and Amber McKernan: The Café will be opening after 1 October; two Paul Smiths graduates are going to run it.

CITIZENS COMMENTS:

Tom McKernan- Gabriels: Asked what the difference was between a “right-of-way” and “fee title” and what the liability is to the Town.

TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
REGULAR BOARD MEETING
September 10, 2015
Page 5 of 5

Supervisor Peter Shrope said in the “right-of-way” the land belongs to the land owners on the road and the Town has a right of way to use and maintain the road, as opposed to the Town owning the property outright. He did not know about the liability but will check with the Attorney from the Association of Towns.

Tom Salitsky -Adirondack Daily Enterprise: Asked if the Board had established a time line with the Food Pantry for vacating the Town Park.

Supervisor Peter Shrope said there is no time line. Nothing has changed from the Town Board’s perspective

Steve Tucker said if the Town Board passed a local law to allow a food pantry on the property it would have to be limited to Town residents and the Food pantry people do not want that so the Board is just waiting it out.

Rich Harrison - Rainbow Lake: It seems the Town Board does not want to say the Food Pantry has to get out on this date for this reason. They want to see some progress and be reassured that something is being done to move them back within the bounds of the law. Apparently it has not been done as of this point. The Board cannot let them stay as they are breaking the law.

Supervisor Peter Shrope said yes, the Food Pantry does a fantastic job but it is illegal to have them in a Town building. The ball is in their court. He wants to see that they are doing something about moving out.

Steve Tucker, Paul Smiths Gabriels Fire Department: The PSGVF Department applied for a grant (138 pages) to purchase a heavy duty pick-up truck. Once their Attorney approves the grant acceptance paperwork they will receive \$40,000 for their new truck. There are 6 new firefighters from Paul Smith’s College, four are trained and two need training. People are attending training in the area. There was a fire call on County Route 60, a forest fire on Keese Mills Road, and a rescue call at Mountain Pond all this week.

AUDIT OF VOUCHERS

RESOLUTION #66-2015
PAYMENT OF AUDITED VOUCHERS AS LISTED ON THE ABSTRACTS

Motion made by Amber McKernan, second by Lydia Wright,

RESOLVED that the Supervisor be authorized to pay the audited vouchers as listed on the abstracts as follows:

PREPAID FUNDS: Abstract #9 for Voucher #9A through and including #9C for 2015 General Funds in the amount of \$637.84 and STREET LIGHTING FUND in the amount of \$54.17

GENERAL FUND: Abstract #9 for Voucher #172 through and including #185 for 2015 General Funds in the amount of \$5,124.85

HIGHWAY FUND: Abstract #9 for Voucher #78 through and including #83 for 2015 Highway Funds in the amount of \$40,765.28

ROLL CALL VOTE: Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)
Resolution #66 declared duly adopted.

ADJOURNMENT

Motion to Adjourn the meeting at 8:30 p.m. made by Amber McKernan, Second by Lydia Wright,
Aye 4 (McKernan, Shrope, Tucker, Wright), Nay 0, Absent 1 (McDonnell)

Respectfully Submitted,

Elaine W. Sater, RMC
Brighton Town Clerk